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PATENT
Att'y Dkt.: =11032/3002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

MERRIMAN, Dwight et al.

Serial No.: 09/094,949

Filed: June 15, 1998

For: METHOD AND APPARATUS FOR
AUTOMATIC PLACEMENT OF
ADVERTISING

Examiner: J. Harle

Art Unit: 3627

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RESPONSE TO NOTICE OF NON-COMPLIANCE WITH 37 CFR 1.192(c)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

Sir:

In response to the Notification of Non-Compliance with Requirements of 37 CFR 1.192(c), Applicants hereby resubmit the Appeal Brief with slight revisions to reflect the status of the claims that had been canceled from the application. In particular, in the Status of Claims section of the Appeal Brief, Applicants have now indicated that claims 1-84 have been canceled from the application and are not subject to the appeal.

Applicants include three copies of the Appeal Brief. Applicants believe no additional fees are due since the \$320 Appeal Brief was authorized with the filing of the original Appeal Brief on May 13, 2003. However, should any additional fees be due in association with this filing, Applicants hereby authorize the Commissioner to charge the requisite fees to Deposit Account No. 11-0600.

Respectfully submitted,

David J. Zibelli
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Date: June 27, 2003

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